IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

THURSDAY, THE 23RD AUGUST 2007 / 1ST BHADRA 1929

WP(C).No. 25717 of 2007(J)

PETITIONER:

K.KRISHNAN, S/O MANIYANI,
VAISHAKHI, THALICHERY, MANIKOTH P.O.

BY ADV. SRI.A.K.ABDUL AZEEZ

RESPONDENTS:

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1. REGIONAL TRANSPORT AUTHORITY,
KASARAGODE.

2. SECRETARY, R.T.A., KASARAGOD.

3. EXECUTIVE OFFICER,
KERALA MOTOR TRANSPORT WORKERS WELFARE FUND
BOARD, KASARAGODE.

4. K.MOHAMMED KUNHI, S/O ABOOBACKER,
MUKKODE KANOTH HOUSE, KEEKAN P.O.,
HOSDURG, KASARAGODE DISTRICT.

BY SRI. PAULSON C. VARGHESE - SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 23/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S. SIRI JAGAN, J.

W.P.(C)NO. 25717 OF 2007

DATED THIS THE 23rd DAY OF AUGUST, 2007

JUDGMENT

The petitioner seeks a direction to the respondents to endorse transfer of permit which has been rejected on the ground that the petitioner is a defaulter in payment of Motor Transport Workers Welfare Fund dues. The petitioner's contention is that the transfer of permit may be endorsed by including liability in respect of the payment of Welfare Fund also in the R.C. Book. The petitioner could not point out any provision under the Motor Vehicles Act and Rules enabling the petitioner to get such a relief. In so far as the petitioner is a defaulter in payment of Motor Transport Workers Welfare Fund dues, I do not find anything wrong with the respondents rejecting the petitioner's application for endorsement of transfer of permit. Therefore, I do not find any merit in this writ petition and accordingly, the same is dismissed.

S. SIRI JAGAN, JUDGE

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